

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following explanations:

1. The disclosure on pages 1-2 of the present specification and the submission of an English language abstract for JP-A-2001-293081 constitutes a concise statement of relevance of JP-A-2001-293081.
2. The disclosure on page 2 of the present specification and the submission of an English language abstract for JP-A-7-97401 constitutes a concise statement of relevance of JP-A-7-97401.
3. The disclosure on page 2 of the present specification and the submission of an English language abstract for JP-A-60-130601 constitutes a concise statement of relevance of JP-A-60-130601.
4. The disclosure on page 5 of the present specification and the submission of an English language abstract for JP-A-63-123392 constitutes a concise statement of relevance of JP-A-63-123392.
5. The disclosure on page 5 of the present specification and the submission of an English language abstract for JP-A-2-234689 constitutes a concise statement of relevance of JP-A-2-234689.

6. The indication in the International Search Report of the degree of relevance found by the foreign patent office and the submission of an English language abstract for JP-A-6-72893 constitutes a concise statement of relevance of JP-A-6-72893.

7. The indication in the International Search Report of the degree of relevance found by the foreign patent office and the submission of an English language abstract for JP-A-5-236951 constitutes a concise statement of relevance of JP-A-5-236951.

8. The indication in the International Search Report of the degree of relevance found by the foreign patent office and the submission of an English language abstract for JP-A-2000-212204 constitutes a concise statement of relevance of JP-A-2000-212204.

9. The indication in the International Search Report of the degree of relevance found by the foreign patent office and the submission of an English language abstract for JP-A-9-59303 constitutes a concise statement of relevance of JP-A-9-59303.

10. The indication in the International Search Report of the degree of relevance found by the foreign patent office for JP-A-2002-529550 and the submission of corresponding international patent application WO 00/27887 constitutes a concise statement of relevance of JP-A-2002-529550.

11. The indication in the International Search Report of the degree of relevance found by the foreign patent office for JP-A-11-509256 and the submission of corresponding international patent application WO 97/04012 constitutes a concise statement of relevance of JP-A-11-509256.

INFORMATION DISCLOSURE STATEMENT
U.S. Application No.: 10/577,154

Attorney Docket No. Q94633

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

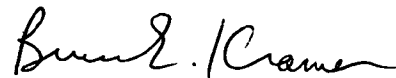
Respectfully submitted,

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER



Bruce E. Kramer
Registration No. 33,725

Date: February 15, 2007

Substitute for Form 1449 A & B/PTO			FEB 15 2007		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Application Number		10/577,154	
			Confirmation Number		1395	
			Filing Date		April 26, 2006	
			First Named Inventor		Eiichi KITAZONO	
			Art Unit		Not yet assigned.	
Examiner Name			Not yet assigned.			
Attorney Docket Number			Q94633			
Sheet	1	of	2			

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US 5,030,323		08-17-1990	Valentini et al.
		US 4,582,865		04-15-1986	Baratz et al.
		US 4,605,691		08-12-1986	Baratz et al.
		US 4,937,270		06-26-1990	Hamilton et al.

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
CONSIDERED: B.S./		JP	2001-293081	A	10-23-2001	OCHI MITSUO, JAPAN TISSUE ENGINEERING:KK	ABSTRACT
		JP	7-97401	A	04-11-1995	SHISEIDO CO. LTD.	ABSTRACT
CONSIDERED: B.S./		JP	60-130601	A	07-12-1985	BIOMATRIX INC.	ABSTRACT
		JP	63-123392	A	05-27-1988	DENKI KAGAKU KOGYO KK	ABSTRACT
		JP	2-234689	A	09-17-1990	DENKI KAGAKU KOGYO KK	ABSTRACT

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶
		MATS BRITTBURG, M.D., ANDERS LINDAHL, M.D., PH.D., ANDERS NILSSON, M.D., PH.D., CLAES OHLSSON M.D., PH.D., OLLE ISAKSSON, M.D., PH.D. AND LARS PETERSON, M.D., PH.D. Treatment of Deep Cartilage Defects in the Knee with Autologous Chondrocyte Transplantation, The New England Journal of Medicine, October 6, 1994, volume 331, Number 14, pages 889-895	
		SHIGEYUKI WAKITANI, M.D., TATSUHIKO GOTO, M.D., STEPHEN J. PINEDA, M.D., RANDELL G. YOUNG, D.V.M., JOSEPH M. MANSOUR, PH.D., ARNOLD I. CAPLAN, PH.D. AND VICTOR M. GOLDBERG, M.D. Mesenchymal Cell-Based Repair of Large, Full-Thickness Defects of Articular Cartilage, The Journal of Bone and Joint Surgery, Incorporated, vol. 76-A, no. 4, April 1994, pages 579-592	
		MITSUO OCHI, YUJI UCHIO, MASATOSHI TOBITA, AND MASAKAZU KURIWAKA: Current Concepts in Tissue Engineering Technique for Repair of Cartilage Defect, Artificial Organs, 25(3):172-179, Blackwell Science, Inc.	
		J. AIGNER, J. TEGELER, P. HUTZLER, D. CAMPOCCIA, A. PAVESIO, C. HAMMER, E. KASTENBAUER, A. NAIMANN: Cartilage tissue engineering with novel nonwoven structured biomaterial based on hyaluronic acid-benzyl ester, J. Biomed. Mater. Res. 42, 172-181 (1998)	
		PAOLA BRUN, GIOVANNI ABATANGELO, MARCO RADICE, VALENTINA ZACCHI, DIEGO GUIDOLIN, DANIELA DAGA, GORDINO, ROBERTA CORTIVO, Chondrocyte aggregation and reorganization into three-dimensional scaffolds, J. Biomed. Mater. Res. 46, 337-346 (1999)	
		LUIS A. SOLCHAGA, JUNG U. YOO, MAGNUS LUNDBERG, JAMES E. DENNIS, BARBARA A. HUIBREGTSE, VICTOR M. GOLDBERG, AND ARNOLD I. CAPLAN, Hyaluronan-based Polymers in the Treatment of Osteochondral Defects, Journal of Orthopaedic Research, 18:773-780 (2000)	

Examiner Signature	/Bahar Schmidtman/	Date Considered	04/06/2009
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

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				Filing Date	April 26, 2006
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				Art Unit	Not yet assigned.
				Examiner Name	Not yet assigned.
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		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
CONSIDERED	/B.S./	JP	6-72893	A	03-15-1994	SEIKAGAKU KOGYO CO LTD	ABSTRACT
CONSIDERED	/B.S./	JP	5-236951	A	09-17-1993	SEIKAGAKU KOGYO CO LTD	ABSTRACT
CONSIDERED	/B.S./	JP	2000-212204	A	08-02-2000	TOKYO IKA SHIKA UNIV	ABSTRACT
		JP	0-59303	A	03-04-1997	SHISEIDO CO. LTD	ABSTRACT
		IP	2002-529550	A	09-10-2002	AGUISITIO S.P.A	Corresponding Application WO 00/27887 cited below
		WO	00/27887	A2	05-18-2000	AGUISITIO S.P.A	
		IP	11-509256	A	08-17-1999	AGERUP	Corresponding Application WO 97/04012 cited below
		WO	97/04012	A1	02-06-1997	AGERUP	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

Examiner Signature	/Bahar Schmidtman/	Date Considered	04/06/2009
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